

The City Council of the City of Mattoon held a regular meeting in the Council Chambers at City Hall on June 20, 2006 at 7:00 p.m. after a 6:30 p.m. caucus session.

Mayor White presiding.

Mayor White led the Pledge of Alliance.

The following members of the Council answered roll call: YEA Commissioner David Cline, YEA Commissioner Randy Ervin, YEA Commissioner Joseph McKenzie, YEA Commissioner David Schilling, YEA Mayor Charles E. White.

Also in attendance were City personnel: City Administrator Alan Gilmore, City Attorney/Treasurer J. Preston Owen, Public Works Director David Wortman, Fire Chief Bruce Grafton, Deputy Fire Chief Andy Adair, Police Chief Larry Metzelaars, and City Clerk Susan O’Brien.

CONSENT AGENDA:

Items listed on the Consent Agenda are considered to be routine in nature and will be enacted by one motion. Prior to asking for a motion to approve the Consent Agenda, the mayor will ask if anyone desires to remove an item from the Consent Agenda for public discussion. No separate discussion of these items will occur unless a Council Member requests the item to be removed from the Consent Agenda. If an item is removed from the Consent Agenda, it will be considered elsewhere on the agenda for this meeting.

Mayor White seconded by Commissioner Ervin moved to approve the consent agenda consisting of minutes of the regular meeting June 6, 2006; payroll and bills for the first half of June; Council Decision Request 2006-620: approving the appointments of Steven F. Bridges and Jo L. Davidson to regular employment status on successful completion of their probationary period effective June 19, 2006; Resolution No. 2006-2652: approving request for street lighting additions, removals, and replacements located at the materials storage yard next to the old water department office.

Bills and payroll for the first half of June, 2006

General Fund

Payroll		\$ 239,432.83
Bills		<u>\$ 119,358.66</u>
	Total	\$ 358,791.49

Hotel Tax Fund

Payroll		\$ 1,850.15
Bills		<u>\$ 2,577.32</u>
	Total	\$ 4,427.47

Festival Management Fund

Bills		<u>\$ 2,720.30</u>
	Total	\$ 2,720.30

Ins. & Tort Judgment Fund

Bills		<u>\$ 5,385.29</u>
	Total	\$ 5,385.29

Capital Project Fund

Bills		<u>\$ 6,485.60</u>
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	Total	\$ 6,485.60
	<u>Water Fund</u>	
Payroll		\$ 26,118.00
Bills		<u>\$ 24,453.58</u>
	Total	\$ 50,571.58
	<u>Sewer Fund</u>	
Payroll		\$ 27,162.22
Bills		<u>\$ 37,406.03</u>
	Total	\$ 64,568.25
	<u>Cemetery Fund</u>	
Payroll		\$ 6,172.02
Bills		<u>\$ 10,677.49</u>
	Total	\$ 16,849.51
	<u>Motor Fuel Tax Fund</u>	
Bills		<u>\$ 17,167.70</u>
		\$ 17,167.70
	<u>Health Insurance</u>	
Bills		<u>\$ 36,598.77</u>
	Total	\$ 36,598.77

RESOLUTION NO. 2006-2652

AMEREN CIPS

REQUEST FOR STREET LIGHTING ADDITIONS,
REMOVALS AND REPLACEMENTS

Municipality: City of Mattoon
Address: 221 North 12th Street
Contact Name: Chris Hartbank
Telephone No: 217-235-5171

Mayor /s/ Charles E. White Date: 6/21/2006
Clerk /s/ Susan J. O'Brien Date: 6/21/2006

Please make the following changes to street and traffic lighting facilities and adjust Ameren billing as shown below. The change in service is requested pursuant to the provisions of the Company's Rate 11 – Street and Traffic Lighting Service and General Terms and Conditions.

Location Address (City to Supply) Pole/Map #(Ameren to Supply)	Install or Remove	Number of Units	Size & Type Of Unit	Customer ' Or Company Owned	Monthly Price	Total	Install or Remove Billing date (Ameren Use Only)
620 S 12 th ST. Mattoon	Install	1	400 W Metal Halide Directional	Company	\$8.53	\$8.53	
620 S 12 th St. Mattoon	Install	1	100 W Sodium Vapor area light	Company	\$4.10	\$4.10	
						\$12.63	

**Total adjustment to monthly billing – Subject to Ameren Verification
(excluding applicable tax)**

Remarks:

DWA/DOJM/JOB# _____

**For Ameren Use Only
Completed by:
New monthly billing Total:
By:**

**Cc: Rates
Public Affairs
Operating Center**

Approved by consent agenda 6/20/2006

Mayor White declared the motion to approve the consent agenda as presented carried by the following vote: YEA
Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

PUBLIC PRESENTATIONS, PETITIONS AND COMMUNICATIONS

This portion of the City Council meeting is reserved for persons who desire to address the Council. The Illinois Open Meeting Act mandates that the City Council may NOT take action on comments received on matters that have not been identified on this agenda, but the Council may direct staff to address the topic or refer the matter for action on the agenda for another meeting. Persons addressing the Council are requested to limit their presentations to three minutes and to avoid repetitious comments.

There was no public discussion.

Mayor White seconded by Commissioner Schilling moved to adopt Special Ordinance No. 2006-1123: vacating a 25 ft. alleyway existing between Lots 1, 2, 3, and 4, 5, 6 in Linder's Addition in the City of Mattoon – Bradley Cushman, Applicant. *[This ordinance would be subject to payment of fair market value of the vacated premises to the municipality and subject to all utility*

easements presently in existence. Title to one half of the vacated alley would be conveyed to the adjacent property owners.]

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2006-1123

AN ORDINANCE GRANTING THE VACATING OF AN ALLEYWAY EXISTING
BETWEEN LOTS 1,2,3 AND 4,5,6 IN LINDER’S ADDITION IN CITY OF MATTOON

WHEREAS, there has been filed a written Petition by Bradley Cushman for vacating the alleyway between Lots 1,2,3 and 4,5,6 in Linder’s Addition in the City of Mattoon, County of Coles, State of Illinois.

WHEREAS, said petition requests that the alleyway be vacated

WHEREAS, both the Planning Commission for the City of Mattoon, Coles County, Illinois, and the Zoning Board of Appeals for the City of Mattoon, Coles County, Illinois have recommended that the request be granted; and

WHEREAS, the City Council for the City of Mattoon, Coles County, Illinois, deems that the recommended vacating of the alley-way is in the public interest.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. Pursuant to enabling authority provided at Section §159.05 of the Mattoon Code of Ordinances, the property legally described as aforesaid, be and the same is granted a variance of the side yard set back requirement on the South side of the property as requested to enable construction of an addition to the house and attaching it to garage.

Section 2. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 3. This ordinance shall be effective upon its approval as provided by law.

Section 4. The City Clerk shall make and file a duly certified copy of this ordinance with the Clerk and Recorder’s Office of Coles County, Illinois.

Upon motion by Mayor White, seconded by Commissioner Schilling adopted this 20th day of June, 2006, by a roll call vote, as follows:

AYES: (Names): Commissioner Cline, Commissioner Ervin,
 Commissioner McKenzie, Commissioner Schilling
 Mayor White.

NAYS (Names): None

ABSENT (Names): None

Approved this 20th day of June, 2006.

/s/Charles E. White
Charles White, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

/s/ Susan J. O'Brien
Susan O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on 6/21/2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA, Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling. YEA Mayor White.

Commissioner Schilling seconded by Commissioner Cline moved to adopt Resolution No. 2006-2653: authorizing the Mayor to sign an agreement with PGAV, Inc. as consultants for establishing the feasibility of a S. Rt. 45 TIF District.

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2006-2653

**A RESOLUTION ENGAGING THE URBAN CONSULTING FIRM OF PECKHAM, GUYTON, ALBERS, & VIETS, INC.
TO EXPLORE THE FEASIBILITY OF ESTABLISHING A SOUTH U.S. ROUTE 45/121 TAX INCREMENT
FINANCE REDEVELOPMENT PROJECT AREA, AND AUTHORIZE THE MAYOR EXECUTE A CONTRACT ON BEHALF
OF THE CITY OF MATTOON, ILLINOIS FOR THESE SERVICES**

WHEREAS, the City of Mattoon, Illinois is interested in improvement and development of certain areas within the southern portion of the City utilizing the Tax Increment Financing Rehabilitation Act, and

WHEREAS, the City of Mattoon, Illinois desires to engage a consulting firm with the expertise, to explore the feasibility of establishing a Tax Increment Financing Redevelopment Project Area along either side of U.S. Route 45/121 south of Essex Street to the Interstate 57 interchange, and

WHEREAS, the urban consulting firm of Peckham, Guyton, Albers, & Viets, Inc. possesses the intellectual and human resources necessary to develop a feasibility study for the establishment of a Tax Increment Finance Redevelopment Project Area for the City of Mattoon, Illinois, and

NOW THEREFORE, BE IT RESOLVED, by the Mattoon, Illinois City Council to authorize the Mayor to execute an agreement with the urban consulting firm of Peckham, Guyton, Albers, & Viets, Inc. engaging their services to explore the feasibility of establishing a Tax Increment Finance Redevelopment Project Area along either side of U.S. Route U.S. 45/121 south of Essex Street to the Interstate 57 interchange.

Upon motion by Commissioner Schilling, seconded by Commissioner Cline, adopted this 20th day of June, 2006, by a roll call vote, as follows:

AYES: (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling
Mayor White.

NAYS (Names): None

ABSENT (Names): None

Approved this 20th day of June, 2006.

/s/Charles E. White
Charles White, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:
/s/ Susan J. O'Brien
Susan O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on 6/21/2006.

Mayor White opened the floor. No discussion.

Mayor White declared the motion carried: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling. YEA Mayor White.

Mayor White seconded by Commissioner McKenzie moved to adopt Resolution No. 2006-2654: authorizing the Mayor to sign an agreement with PGAV, Inc. to explore the feasibility of establishing an Illinois Business District designation along either side of U.S. Route 45/121 south of Essex Street to the Interstate 57 interchange.

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2006-2654

A RESOLUTION ENGAGING THE URBAN CONSULTING FIRM OF PECKHAM, GUYTON, ALBERS, & VIETS, INC. TO EXPLORE THE FEASIBILITY OF ESTABLISHING A SOUTH U.S. ROUTE 45/121 ILLINOIS BUSINESS DISTRICT DESIGNATION, AND AUTHORIZE THE MAYOR TO EXECUTE A CONTRACT ON BEHALF OF THE CITY OF MATTOON, ILLINOIS FOR THESE SERVICES

WHEREAS, the City of Mattoon, Illinois is considering the potential for the creation of an Illinois Business District designation of certain areas within the southern portion of the City utilizing the Illinois Business District Act, and

WHEREAS, the City of Mattoon, Illinois desires to engage a consulting firm with the expertise to explore the feasibility of establishing an Illinois Business District designation along either side of U.S. Route 45/121 south of Essex Street to the Interstate 57 interchange, and

WHEREAS, the urban consulting firm of Peckham, Guyton, Albers, & Viets, Inc. possesses the intellectual and human resources necessary to develop a feasibility study for creation of an Illinois Business District designation for the City of Mattoon, Illinois, and

NOW THEREFORE, BE IT RESOLVED, by the Mattoon, Illinois City Council to authorize the Mayor to execute an agreement with the urban consulting firm of Peckham, Guyton, Albers, & Viets, Inc. engaging their services to explore the feasibility of establishing an Illinois Business District designation along either side of U.S. Route 45/121 south of Essex Street to the Interstate 57 interchange.

Upon motion by Mayor White, seconded by Commissioner McKenzie, adopted this 20th day of June, 2006, by a roll call vote, as follows:

AYES: (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling
Mayor White.

NAYS (Names): None

ABSENT (Names): None

Approved this 20th day of June, 2006.

/s/Charles E. White
Charles White, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

/s/ Susan J. O'Brien
Susan O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on 6/21/2006.

Mayor White opened the floor. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Mayor White seconded by Commissioner Ervin moved to adopt Ordinance No. 2006-5217: amending the Municipal Code establishing holidays observed by city employees and holiday compensation policies.

CITY OF MATTOON, ILLINOIS

ORDINANCE NO. 2006-5217

AN ORDINANCE ESTABLISHING HOLIDAYS OBSERVED BY CITY EMPLOYEES AND HOLIDAY COMPENSATION POLICIES

WHEREAS, negotiations for rates of pay, hours of work and other conditions of employment have concluded for agreement with the AFSCME collective bargaining agent that represent the City of Mattoon's employees, and

WHEREAS, there is the necessity to establish holidays observed by all City of Mattoon employees not covered by collective bargaining agreements.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Mattoon as follows:

Section 1. Section §37.08 of the Code of Ordinances of the City of Mattoon is hereby repealed and reenacted as follows:

§ 37.08 HOLIDAYS

(A) Except as otherwise provided in collective bargaining agreements, all probationary employees, regular full-time employees and regular part-time employees shall have time off with eight hours pay for thirteen (13) holidays. One of these holidays will "float" within seven (7) days of each employee's birthday or at the discretion of the Department Head with the Department Head's approval. The other twelve (12) holidays observed are:

New Years Day

Thanksgiving Day

Good Friday
Memorial Day
Fourth of July
Labor Day
Presidents ' Day

Day after Thanksgiving Day
Christmas Eve
Christmas Day
Veterans' Day
Martin Luther King Day

(B) Temporary employees are ineligible for Holiday Pay.

(C) If a holiday falls on a Saturday, the proceeding Friday shall be observed as the holiday. If a holiday falls on a Sunday, the following Monday shall be observed as the holiday.

(D) When an employee must work on a holiday or a holiday falls on an employee's scheduled day off, equivalent time off shall be granted within the following twelve (12) month period. It shall be granted on the day requested by the employee unless to do so would interfere with the Employer's operation, in which event the employee's next requested day off shall be given or in lieu thereof, the holiday pay shall be compensated.

(E) Except as qualified by the foregoing paragraph, when an employee works a holiday the employee shall be paid eight (8) hours holiday pay at straight time rates and time and one-half for all hours worked. Qualified employees may volunteer to trade a holiday with another employee scheduled to work the holiday and receive the pay for the holiday.

(F) When a holiday falls on an employee's regularly scheduled workday during the employee's vacation period, the employee will be charged with that holiday and retain the vacation day.

Section 2. This ordinance shall be effective May 1, 2006.

Upon motion by Mayor White, seconded by Commissioner Ervin, adopted this 20th day of June, 2006, by a roll call vote, as follows:

AYES: (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling
Mayor White.

NAYS (Names): None

ABSENT (Names): None

Approved this 20th day of June, 2006.

/s/Charles E. White
Charles White, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

/s/ Susan J. O'Brien
Susan O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on 6/21/2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner McKenzie seconded by Commissioner Cline moved to approve Council Decision Request 2006-621: authorizing the mayor to sign the specs and cost estimate for reconstruction of 470 feet of Broadway Avenue East at Swords Drive to McFalls Road.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling,. YEA Mayor White.

Commissioner McKenzie seconded by Commissioner Schilling moved to adopt Resolution No. 2006-2655: authorizing CA-6 material procurements valued at \$16,000 for the 2005 street maintenance program using Motor Fuel Tax funds



**Supplemental Resolution for Maintenance of
Streets and Highways by Municipality
Under the Illinois Highway Code**

BE IT RESOLVED, by the _____ Council _____ of the

(City, Town or Village) _____ (Council or President and Board of Trustees)
City _____ of _____ Mattoon _____, Illinois, that there is hereby
(City, Town or Village) _____ (Name)
appropriated the sum of \$16,000.00 _____ of Motor Fuel Tax funds for the purpose of maintaining
streets and highways under the applicable provisions of the Illinois Highway Code from _____ January 1, 2005
(Date)
to _____ December 31, 2005 _____
(Date)

BE IT FURTHER RESOLVED, that only those streets, highways, and operations as listed and described on the approved Municipal Estimate of Maintenance Costs, including supplemental or revised estimates approved in connection with this resolution, are eligible for maintenance with Motor Fuel Tax funds during the period as specified above.

BE IT FURTHER RESOLVED, that the Clerk shall, as soon a practicable after the close of the period as given above, submit to the Department of Transportation, on forms furnished by said Department , a certified statement showing expenditures from and balances remaining in the account(s) for this period; and

BE IT FURTHER RESOLVED, that the Clerk shall immediately transmit two certified copies of this resolution to the district office of the Department of _____ Effingham _____, Illinois.
Transportation, at _____

I, _____ Susan J. O'Brien _____ Clerk in and for the _____ City _____
of _____ Mattoon _____, County of _____ Coles _____
(City)

hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by

the Council at a meeting on June 20, 2006
(Council or President and Board of Trustees) Date

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 21st day of June, 2006 .

(SEAL) _____ City of Mattoon Susan J. O'Brien
(City, Town or Village) City Clerk

<p align="center">Authorized MFT Expenditure</p> <p align="center">_____ Date Department of Transportation</p> <p align="center">_____ Regional Engineer</p>

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling. YEA Mayor White.

Commissioner Schilling seconded by Commissioner McKenzie moved to approve Special Ordinance No. 2006-1124: authorizing the sale of Lot 100 owned by the municipality in Lake Paradise Subdivision to Robert and Connie Scoles, current owners of a home on leased property, Lake Paradise Subdivision, and authorizing the mayor to sign all documents necessary to complete the transaction. (*Commonly known as 1865 Scenic Lane*).

Attorney Todd Reardon, representative of Mr. Cusmnn., inquired about the appraisals for the Cushman property. Attorney/Treasurer Owen notified Mr. Reardon that Mr. Cushman is responsible for attaining the two appraisals.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2006-1124

AN ORDINANCE AUTHORIZING THE SALE OF LOT 100 IN LAKE PARADISE SUBDIVISION TO ROBERT AND CONNIE SCOLES, CURRENT OWNERS OF A HOME ON LEASED PREMISES AT LOT 100, LAKE PARADISE SUBDIVISION, AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION. (*COMMONLY KNOWN AS 1865 SCENIC LANE*)

WHEREAS, state statute (65 ILCS 5/11-76-4.1) enables the corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80% of the appraised value; and

WHEREAS, by Resolution 2006-2642, adopted March 21, 2006, the City Council made a finding that the real estate owned by the municipality that is the subject of this ordinance is no longer necessary or required for the use of the municipality; and

WHEREAS, said resolution authorized the management staff to solicit offers for the sale of this real estate provided that any such sale shall be subject to ratification by a special ordinance of the City Council; and

WHEREAS, Robert & Connie Scoles have made an offer to purchase the property for \$13,500; and

WHEREAS, The Scoles own the home located on the property; and

WHEREAS, Stanley D. Gordon, CREA of Gordon Appraisal Service, Inc. determined \$13,500 was the fair market value of the real estate as of May 25, 2006, a copy of which is attached hereto and incorporated herein by this reference; and

WHEREAS, The City has undertaken to have the property subdivided, appraised and has had the title insurance covering the property updated and the purchasers are willing to pay their share of those costs; and

WHEREAS, the City Attorney has prepared a Real Estate Sales Contract that is attached to the Special Ordinance and incorporated herein by this reference.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The city attorney is authorized to prepare closing documents and the mayor and city clerk are authorized to sign documents conveying a warranty deed to the real estate described in Section 3 of this ordinance to Robert and Connie Scoles, subject to a payment of \$13,500. The purchase price will be due at closing.

Section 3. The real estate to be conveyed pursuant to this ordinance is legally described as:

Lot 100 in Lake Paradise Subdivision, Unincorporated Coles County, Illinois.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Schilling , seconded by Commissioner McKenzie, adopted this 20th day of June, 2006, by a roll call vote, as follows:

AYES: (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling
Mayor White.

NAYS (Names): None

ABSENT (Names): None

Approved this 20th day of June, 2006.

/s/Charles E. White
Charles White, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:
/s/ Susan J. O'Brien
Susan O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on 6/21/2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Mayor White seconded by Commissioner McKenzie moved to recessed to closed session at 7:07 p.m. pursuant to the Illinois Open Meetings Act for the purpose of considering the collective negotiating matters of the municipality (5 ILCS 120(2)(c)(2)); the purchase or lease of real property (5 ILCS 120(2)(c)(5)); and the price for sale or lease of property (5 ILCS 120(2)(c)(6)).

Mayor White opened the floor for discussion. *Attorney Todd Reardon, representative of Mr. Cushman,, inquired about the appraisals for the Cushman property. Attorney/Treasurer Owen notified Mr. Reardon that Mr. Cushman is responsible for attaining the two appraisals.*

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Council reconvened at 8:38 p.m.

Commissioner Cline seconded Commissioner Schilling moved to adopt Special Ordinance No. 2006-1125: approving a successor Collective Bargaining Agreement with the American Federation of State, County, and Municipal Employees (AFSCME) Council 31, AFL-CIO, on behalf of the Mattoon Local 3821.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2006-1125

AN ORDINANCE APPROVING A COLLECTIVE BARGAINING AGREEMENT WITH AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, COUNCIL 31, AFL-CIO, ON BEHALF OF LOCAL 3821

WHEREAS, the American Federation of State, County and Municipal Employees, Council 31, AFL-CIO, on behalf of Local 3821 (hereafter, the "UNION") has been recognized by past collective bargaining agreements with the City of Mattoon (hereafter, the "CITY") as the exclusive bargaining agent for the Public Works Labor Pool, the Water and Wastewater Treatment Plants, the Finance Department, and the full-time and part-time telecommunication employees in the Police Department; and

WHEREAS, *the term of the existing collective bargaining agreement with the UNION expired April 30, 2006; and*

WHEREAS, representatives of the CITY and the UNION have bargained in good faith in an attempt to reach an agreement setting forth the terms and conditions of employment for said employees; and,

WHEREAS, *the UNION has ratified the terms of a new Agreement.*

WHEREAS, it is hereby deemed to be in the public interest for the CITY to enter into a collective bargaining agreement with the UNION.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS,
as follows:

Section 1. *The Mayor and City Clerk are authorized to sign a “Collective Bargaining Agreement” with the American Federation of State, County and Municipal Employees, Council 31, AFL-CIO, on behalf of Local 3821, a copy of which is attached and incorporated by reference.*

Section 2. *This ordinance shall be effective upon its passage and approval as provided by law.*

Upon motion by Commissioner Cline, seconded by Commissioner Schilling , adopted this 20th day of June, 2006 by a roll call vote, as follows:

AYES: (Names): Commissioner Cline, Commissioner Ervin,
 Commissioner McKenzie, Commissioner Schilling
 Mayor White.

NAYS (Names): None

ABSENT (Names): None

Approved this 20th day of June, 2006.

/s/Charles E. White
Charles White, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:
/s/ Susan J. O’Brien
Susan O’Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality’s Records on 6/21/2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling. YEA Mayor White.

Commissioner Cline seconded by Commissioner McKenzie moved to approve Council Decision Request 2006-622: approving the promotion of Tammy A. Kirkley to the position of Finance Clerk III effective May 1, 2006.

Mayor White opened the floor for discussion. No Discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Cline seconded by Commissioner Schilling moved to adopt Special Ordinance No. 2006-1126: adopting a compensation plan for employees not covered by collective bargaining agreements.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2006-1126

AN ORDINANCE ESTABLISHING THE 2006 - 2007 COMPENSATION PLAN FOR EMPLOYEES OF THE MUNICIPALITY

WHEREAS, negotiations have resulted in ratified agreements with two of the three collective bargaining agents that represent employees of the municipality that provide three percent (3%) pay increases at the beginning of each fiscal year beginning May 1, 2006 and ending April 30, 2010; and

WHEREAS, each of these collective bargaining agreements provide that City Council will amend its ordinances consistent with terms of the collective bargaining agreements; and

WHEREAS, the time is now appropriate to also establish rates of pay for employees not represented by a collective bargaining agent effective with the fiscal year that began May 1, 2006.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Mattoon as follows:

Section 1. Employees shall be compensated in accordance with the schedule attached to this ordinance and marked Appendix A. Except for those employees whose compensation is established by employment agreements and the Assistant Finance Director, who shall receive a \$2,000 annual base salary increase, the Telecommunications Supervisor whose salary shall be equal to that of the Assistant Finance Director; employees assigned to positions identified on the Schedule of Confidential & FLSA Exempt Supervisory & Management Positions shall receive a three (3%) percent base salary increase effective May 1, 2006.

Section 2. The classification of Office Clerk shall be removed and those persons holding that classification shall be reclassified as Administrative Assistant I. The custodian assigned to the police department shall be promoted to a Custodian II effective May 1, 2006.

Section 3. To the extent this ordinance conflicts with prior ordinances establishing a compensation plan for the City's employees, the prior ordinances shall control except where specifically amended by this ordinance.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Cline , seconded by Commissioner Schilling, adopted this 20th day of June, 2006, by a roll call vote, as follows:

AYES: (Names): Commissioner Cline, Commissioner Ervin,
 Commissioner McKenzie, Commissioner Schilling
 Mayor White.

NAYS (Names): None

ABSENT (Names): None

Approved this 20th day of June, 2006.

/s/Charles E. White
Charles White, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

/s/ Susan J. O'Brien
Susan O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on 6/21/2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Mayor White seconded by Commissioner Ervin moved to approve Council Decision Request 2006-623: Authorizing of Ehlers & Associates, Inc. to proceed with a TIF Eligibility Plan and Project Redevelopment Plan for the Mattoon I-57 East TIF District.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Mayor White seconded by Commissioner Schilling moved to approve Council Decision Request 2006-624: authorizing the Mayor to sign a contract with Schiff Hardin law firm as legal counsel for the implementation of the proposed Mattoon I-57 East TIF District.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Mayor White seconded by Commissioner Schilling moved to adjourn at 8:40 p.m.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

/s/ Susan J. O'Brien
City Clerk